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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11 MARC DAYS and BENJAMIN HOLL,

No. C 04-04850 CRB

12 Plaintiffs,

**ORDER SETTING ASIDE DEFAULT
AND GRANTING DEFENDANTS'
RULE 56(f) REQUEST**

13 v.


14 LARRY BISHOP, et al.,

15 Defendants.
16 _____/

17 Now pending before the Court is plaintiffs' Motion for Summary Adjudication as to
18 defendant Larry Bishop and Bishop's request for a continuance of plaintiffs' motion pursuant
19 to Rule 56(f) of the Federal Rules of Civil Procedure. In light of plaintiffs' motion, the Court
20 hereby sets aside the entry of default against Bishop. Furthermore, the Court hereby
21 GRANTS defendants' request for a continuance. The parties may have 90 days to conduct
22 any necessary discovery. The hearing on plaintiffs' Motion is hereby continued until July 21,
23 2006. The parties may submit new briefs in accordance with the Local Rules.

24 **IT IS SO ORDERED.**
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27 Dated: March 21, 2006
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CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE

United States District Court

For the Northern District of California

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